

ABSTRACT

This rigorous thesis provides a comprehensive analysis of valid and effective legal regulation of limited partnership in the law of Czech Republic. In connection to the method of legal regulation of the limited partnership chosen by the legislator in the Czech Business Code, arise numerous open legal questions, in particular related to the analogous application of the legal regulation of unlimited partnership and liability limited company. By use of the relevant literature and case law, this rigorous thesis aims to identify such open questions and find satisfactory answers to them.

After the chapter focused on the historical consequences of the limited partnership, following introductory chapters concern characteristic legal features of the limited partnership, its legal regulation and methods of establishment and legal constitution of limited partnership including the alternatives of the invalidity of the limited partnership declared by court. Further parts of this rigorous thesis are focused on the basic legal instruments of the limited partnership, i.e. contributions of partners, equity capital and shares of individual partners including the forms of disposition with such shares by means of their transfer, passing on and pledge. Separate chapter describes the legal statute of individual partners of the limited partnership, legal requirements related to their participation in the limited partnership and their respective rights and obligations ensuing therefrom. The content of following chapters concerns internal relations in the limited partnership, in particular the rules of business leadership and external relations of the limited partnership, especially the legal acts of statutory bodies and finally the alternatives of the dissolution of limited partnership. Final chapter summarizes and shortly analyses particular aspects of the new legal regulation of limited partnership effective from 1st January 2014 and compares them with applicable law.

The sources for this rigorous thesis were relevant law books focused either directly on its topic or textbooks, commentaries to the Czech Business code, articles and relevant case law.